

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (PATENT)**Reply under 37 CFR 1.116 - Expedited Procedure - Technology Center 2400**

In re Application of : Customer Number: 43471
Inventor: Eric C. Metz et al. : Confirmation Number: 1071
Serial No. 10/765,349 : Group Art Unit: 2423
Filed: January 27, 2004 : Examiner: Ricky CHIN

For: BAND LIMITED PORT AGGREGATION IN A DIGITAL RETURN PATH CATV
SYSTEM

RESPONSE UNDER 37 C.F.R. § 1.116

Mail Stop – AF
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated April 15, 2009 have a shortened statutory period of response set to expire on July 15, 2009, a petition for a one month extension of time up to and including August 17, 2009, Applicants respectfully request reconsideration of the pending rejection for the reasons set forth below.